

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

WESTFIELD EAST MAIN STREET LLC,	)	
	)	
Plaintiff,	)	
	)	
v.	)	
	)	C.A. No. 04-30170-MAP
C. DAVID TRADER and JEAN M. TRADER,	)	
JOSEPH B. MITCHELL and TERESA K.	)	
MITCHELL, DONALD GOVE, MARK D.	)	
SIEBERT, BRIAN BURKE, MICHALE BRETON,	)	
BRADFORD MOIR, MARY MOIR,	)	
INTERSTATE BUILDING SUPPLY, INC. and	)	
LUMBER CENTER, INC.,	)	
	)	
Defendants.	)	
	)	

**NOTICE OF DISMISSAL**

Pursuant to Fed. R. Civ. P. 41(a)(1)(i), plaintiff Westfield East Main Street LLC hereby dismisses all claims against defendant Joseph B. Mitchell in this action with prejudice, without costs, and waiving all rights of appeal.

WESTFIELD EAST MAIN STREET LLC

By its attorneys,

/s/ Pamela A. Zorn

David A. Brown, BBO# 556161

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Dated: September 15, 2004